



6-16-05

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2145

Walker & Jocke a legal professional association

Ralph E. Jocke
Patent
&
Trademark Law

June 14, 2005

Mail Stop Amendment
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Attn: Art Unit 2145
Primary Examiner Patrice L. Winder

Re: Application Serial No.: 09/867,183
Confirmation No.: 9443
Applicants: Robert D. Symonds, et al.
Title: Financial Transaction Processing System and
Method
Docket No.: D-1067 R3

Sir:

In Response to the Miscellaneous Letter With Shortened Period for Response dated May 17, 2005, please find enclosed Applicants' Revised Response to the Office Action dated September 20, 2004 for filing in the above case.

Please charge any fees due associated with the prosecution of the Application to Deposit Account 09-0428 (InterBold). Any deficiency or overpayment should be charged or credited to the above numbered deposit account.

Very truly yours,



Ralph E. Jocke
Reg. No. 31,029

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this document and the documents indicated as enclosed herewith are being deposited with the U.S. Postal Service as Express Mail Post Office to addressee in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 this 14th day of June 2005.

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93 Page(s) of Specification
14 Page(s) of Claims
30 Sheet(s) of Drawing(s)—Informal

B. Other Papers Enclosed

8 Page(s) of declaration and power of attorney
1 Page(s) of abstract

3. Additional Papers Enclosed

Amendment to claims

Cancel in this application claims 7-35 before calculating the filing fee

Add the claims shown on the attached amendment. (Claims added have been numbered consecutively following the highest numbered original claims.)

Preliminary Amendment

Information Disclosure Statement (37 C.F.R. 1.98)

Form PTO-1449 (PTO/SB/08A and 08B)

Request to amend drawings and 29 sheets of formal drawings

Non-publication Request

4. Declaration or Oath

Enclosed

Executed by:

• inventors.

5. Inventorship Statement

The inventorship for all the claims in this application is the same.

6. Language

English

7. Assignment

An assignment of the invention to Diebold, Incorporated is attached. A separate "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING NEW PATENT APPLICATION" is also attached.



D-1067 R3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)
 Robert D. Symonds, et al.)
) Art Unit 2145
Serial No.: **09/867,183**)
)
Confirm. No.: **9443**)
)
Filed: **May 29, 2001**)
)
For: **Financial Transaction Processing**)
)
 System and Method)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In Response to the Miscellaneous Letter With Shortened Period for Response dated May 17, 2005, Applicants traverse the alleged objections to the Applicants' original Response filed December 17, 2004. Applicants' Response dated December 17, 2004 included more than mere statements that point out disagreement with the Examiner's contentions as alleged in the Miscellaneous Letter. Applicants Response filed December 17, 2004 was fully responsive to all issues presented in the Action and specifically points out how the language of the independent claims 1, 36, 38-40, 42, 57, 63, 69, 74, and 77 patentably distinguishes these claims from the references, in compliance with MPEP § 714.02.

Nevertheless, to advance the prosecution of the application, Applicants submit herein their revised Response to the Office Action dated September 20, 2004 which italicizes the specific sentences that explain how the claims distinguish over the references and which includes additional sections which briefly describe each of the references.

Kindly amend the above Application, without prejudice, as follows: